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18 UNITED STATES DISTRICT COURT
19 DISTRICT OF NEVADA

20 Cung Le, Nathan Quarry, Jon Fitch, Brandon
21 Vera, Luis Javier Vazquez, and Kyle
22 Kingsbury on behalf of themselves and all
others similarly situated,

23 Plaintiffs,

24 v.

25 Zuffa, LLC, d/b/a Ultimate Fighting
26 Championship and UFC,

27 Defendant.
28

Case No.: 2:15-cv-01045-RFB-(PAL)

**JOINT AGREED MOTION FOR
LEAVE TO FILE *DAUBERT*
MOTION BRIEFING
MATERIALS IN EXCESS OF
PAGE LIMITS IMPOSED BY
LOCAL RULE 7-3**

Pursuant to Local Rule 7-3(c), Defendant Zuffa, LLC (“Zuffa”), and Plaintiffs Cung Le, Nathan Quarry, Jon Fitch, Brandon Vera, Luis Javier Vazquez, and Kyle Kingsbury (“Plaintiffs”) (collectively “the Parties”), move for leave to file certain *Daubert* motions, responses to *Daubert* motions, and replies in excess of the page limits specified in Local Rule 7-3(b). Zuffa intends to file *Daubert* motions seeking to exclude three of Plaintiffs’ expert witnesses. The parties have met and conferred, reached an agreement, and jointly move the Court to permit the parties to allocate at their discretion: 72 pages for Zuffa’s three opening briefs, 72 pages for Plaintiffs’ individual or combined response briefs, and 30 pages for Zuffa’s individual or combined reply briefs.

The parties ask the Court to permit them to allocate the total number of pages that would normally be permitted under Local Rule 7-3(b) for Zuffa’s three motions and the individual or combined responses and replies related to those motions at their discretion, rather than limiting each individual motion to 24 pages, except as to the replies, which would be limited to 30 pages (rather than 36) in the aggregate. As Zuffa currently intends to file *Daubert* motions as to three experts, the total number of pages each party has to present and oppose *Daubert* briefing will remain the same for Zuffa’s opening briefing and Plaintiffs’ response to the opening briefing and the page limit will be reduced by six pages as to Zuffa’s replies. Plaintiffs do not intend to file *Daubert* motions.

The table below summarizes the Parties’ proposal:

Brief	Current LR 7-3(b) Limit	Proposed Limit
Zuffa’s <i>Daubert</i> motions; (Zuffa intends to file three <i>Daubert</i> motions).	24 pages per motion, 72 pages in the aggregate	72 pages in total for three <i>Daubert</i> motions, allocated between the motions at Zuffa’s discretion.
Plaintiffs’ responses to Zuffa’s <i>Daubert</i> motions.	24 pages per motion, 72 pages in the aggregate	72 pages total for Plaintiffs’ combined or individual responsive brief(s) to Zuffa’s <i>Daubert</i> motions, allocated between the responses at Plaintiffs’ discretion.
Zuffa’s replies in support of its <i>Daubert</i> motions.	12 pages per motion, 36 pages in the aggregate	30 pages total for Zuffa’s reply combined or individual brief(s) in support of its <i>Daubert</i> motions, allocated between the motions at Zuffa’s discretion.

1 The Parties have good cause to seek to exceed the Local Rule 7-3(b) page limits as the
2 expert reports at issue in Zuffa's *Daubert* motions are detailed and the issues to be addressed in
3 the Parties' *Daubert* briefing are, in Zuffa's view, substantial and susceptible of lengthy
4 exposition. See Declaration of Nicholas A. Widnell in Support of the Parties' Joint Agreed
5 Motion for Leave to File *Daubert* Motion Briefing Materials in Excess of Page Limits Imposed
6 By Local Rule 7-3 ¶¶ 6-12. For these reasons, good cause exists to grant an extension of the
7 Local Rule 7-3(b) page limits. See *Jacobs v. Clark Cty. Sch. Dist.*, 373 F. Supp. 2d 1162, 1168
8 (D. Nev. 2005) (granting a motion to exceed the page limit requirements of the District of
9 Nevada's Local Rules where the issues to be addressed "are substantial
10 and susceptible of lengthy exposition").

11 The Parties respectfully request that the Court find that good cause exists and that the
12 Court grant leave to file *Daubert* briefing materials in excess of the page limits specified by Local
13 Rule 7-3(b) as specified above.

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Dated: February 14, 2018

BERGER & MONTAGUE, P.C.

By: /s/ Eric L. Cramer

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ATTESTATION OF FILER

The signatories to this document are myself and Eric Cramer, and I have obtained Mr. Cramer's concurrence to file this document on his behalf.

Dated: February 14, 2018

/s/ Nicholas A. Widnell

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing **Parties' Joint Agreed Motion for Leave to File *Daubert* Motion Briefing Materials in Excess of Page Limits Imposed By Local Rule 7-3** was served on February 14, 2018 via the Court's CM/ECF electronic filing system addressed to all parties on the e-service list.

/s/ Roderick Crawford

Roderick Crawford, an employee of
Boies Schiller Flexner LLP